

BR BROWN
BI RUDNICK
BERLACK
ISRAELS LLP

One Financial Center
Boston, Massachusetts 02111
617.856.8200
fax 617.856.8201
www.brownrudnick.com

Fax
Facsimile

DATE January 31, 2003

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FAX NUMBER 703-872-9319

ATTENTION OF Examiner Kalimah Fernandez

TELEPHONE NUMBER 703-305-6310

FROM Steven M. McHugh

DIRECT DIAL 617.856.8371

C/M/A # 21295/13/2475

MESSAGE Application Serial No: 09/681,008

Attached is a courtesy copy of a Notice of Appeal, the original of which was filed today with the Board of Patent Appeals and Interferences by First Class Mail.

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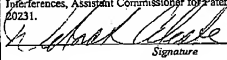
Alexandra House
Ballisbridge, Dublin 4 IRL
+353.1.654.1738
fax +353.1.654.1838

CityPlace I
Hartford, CT 06103
603.258.6500
fax 800.509.8501

8 Clifford Street
London, W1S 2LQ UK
+44.20.7851.6000
fax +44.20.7851.6100

120 West 45th Street
New York, NY 10036
212.704.0100
fax 212.704.0156

121 South Main Street
Providence, RI 02903
401.276.2800
fax 401.276.2801

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)			Docket No. 21295/13
In Re Application Of: Johann Engelhardt			
Serial No. 09/681,008	Filing Date November 15, 2000	Examiner Kalimah Fernandez	Group Art Unit 2881
Invention: Apparatus for Optical Scanning of Multiple Specimens			
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>			
Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated <u>July 31, 2002</u> finally rejecting claims <u>1, 2, 4-6 and 8-22</u> .			
The Fee for this Notice of Appeal is: \$320.00			
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. A duplicate copy of this sheet is enclosed.			
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge \$1,250 to Deposit Account No. <u>500369</u> to cover the cost of the Notice of Appeal fee in the amount of \$320 and the three-month extension fee in the amount of \$930.00. A duplicate copy of this sheet is enclosed. Also enclosed is a Petition for Three-Month Extension.			
 Signature		Dated: 1/31/03	
Steven M. McHugh Reg. No. 47,784 Attorney for Applicant Customer No. 21710 Brown Rudnick Berlack Israels LLP One Financial Center Boston, MA 02111 Phone: 617-856-8371 Fax: 617-856-8201		Certificate of Mailing I hereby certify that this document (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date below with sufficient postage as first class mail in an envelope addressed to: Board of Patent Appeals and Interferences, Assistant Commissioner for Patents, Washington D.C. 20231.  Signature Printed Name: Deborah Celeste Date: January 31, 2003	
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